

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION

JARROD STRINGER, et al.,	*	
Plaintiffs,	*	
	*	
v.	*	No. SA-20-CV-46-OG
	*	
RUTH R. HUGHS, et al.,	*	
Defendants.	*	

VIDEOCONFERENCED DEPOSITION

OF

NALYELI GOMEZ

Friday, April 10, 2020

VIDEOCONFERENCED DEPOSITION OF NALYELI GOMEZ,  
produced as a witness at the instance of the Defendants,  
and duly sworn, was taken in the above-styled and  
numbered cause on Friday, April 10, 2020, from  
10:11 a.m. to 11:03 a.m., before Debbie D. Cunningham,  
CSR, in and for the State of Texas, remotely reported  
via Machine Shorthand, pursuant to the Federal Rules of  
Civil Procedure.

--ooOoo--

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Brian Christopher

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23  
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25

## INDEX

APPEARANCES 2

## EXAMINATION OF NAYELI GOMEZ:

BY MS. MACKIN 6

CHANGES AND SIGNATURE 38

REPORTER'S CERTIFICATION 40

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## EXHIBIT INDEX

Exhibit Number	Description	Page
Exhibit 1	Defendants' Notice of Oral Deposition	8
Exhibit 2	Plaintiffs' Original Complaint	22
Exhibit 3	A collection of DPS website screenshots	23
Exhibit 4	Declaration of Nayeli Gomez	30

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1 (Friday, April 10, 2020, 10:11 a.m.)

2 P R O C E E D I N G S

3 THE REPORTER: Today is April 10th, 2020.

4 This is the deposition of Nayeli Gomez in the matter of  
5 Jarrod Stringer, et al. versus Ruth R. Hughes, et al.

6 We are remotely situated due to COVID-19 and are  
7 appearing via Zoom conference. We are now on the record  
8 at 10:11 a.m., Central time.

9 My name is Debbie Cunningham; and my  
10 business address is 11309 Pickard Lane, Austin, Texas  
11 78748.

12 Would all persons present please  
13 introduce themselves for the record?

14 MS. MACKIN: Anna Mackin with the Texas  
15 Office of the Attorney General on behalf of the  
16 Defendants.

17 MR. COX: Ryan Cox with the Texas Civil  
18 Rights Project, attorney for the witness, Nayeli Gomez.

19 MS. BRANCH: This is Aria Branch on  
20 behalf of the Intervenors in this case, the Texas  
21 Democratic Party, the Democratic Congressional Campaign  
22 Committee, and the Democratic Senatorial Campaign  
23 Committee.

24 THE REPORTER: Is that everyone?

25 MR. COX: Nayeli, you can go.

1 THE WITNESS: Nayeli Gomez. I'm the  
2 witness.

3 NALYELI GOMEZ,  
4 having taken an oath to tell the truth, the whole truth,  
5 and nothing but the truth, was examined and testified as  
6 follows:

7 EXAMINATION  
8 BY MS. MACKIN:

9 Q. Good morning, Ms. Gomez.

10 A. Good morning.

11 Q. Will you please speak and spell your name for  
12 the record?

13 A. Yes. Nayeli Gomez, N-A-Y-E-L-I, Gomez,  
14 G-O-M-E-Z.

15 Q. My name is Anna Mackin. I work for the Texas  
16 Attorney General, and I represent the Defendants in this  
17 lawsuit. I'm going to be asking you some questions  
18 today.

19 Have you ever been deposed before?

20 A. No, I haven't.

21 Q. Okay. So I'm going to go over some ground  
22 rules to help keep us organized, and they are especially  
23 important since we are using this videoconference means  
24 of taking your deposition. Please make sure that you  
25 give me a verbal answer to my questions, so "yes" or

1 "no." And try to avoid saying "uh-huh" or "huh-uh"  
2 because, as Debbie's taking that down, sometimes it's  
3 not clear in the record whether it was a "yes" or a  
4 "no."

5 A. Okay.

6 Q. Please let me finish my question before you  
7 start your answer, and I will also do my best to let you  
8 finish your answer before I ask another question. This  
9 is, again, especially important so that Debbie can take  
10 down everything that we say.

11 If you don't understand one of my  
12 questions, will you please tell me so that I can  
13 rephrase it?

14 A. Okay.

15 Q. Thank you.

16 And if you answer my question, I'm going  
17 to assume that you understood it. Is that fair?

18 A. Yes.

19 Q. Okay. And just a reminder: The oath you just  
20 took, you are sworn to tell the truth as if you were  
21 testifying in a courthouse in front of a judge and a  
22 jury. You understand that, right?

23 A. Yes, I do.

24 Q. Okay. If you need to take a break or use the  
25 restroom at any time, just let me know. I will, though,

1 have you answer any question that I have asked before we  
2 go on that break. Okay?

3 A. Okay.

4 Q. And is there any reason that you would not be  
5 able to answer my questions completely and accurately  
6 today?

7 A. No.

8 Q. And you also understand that during this  
9 deposition, while we're on the record, you can't  
10 communicate with your attorneys off the record, like, in  
11 a text message or an e-mail. Okay?

12 A. Okay.

13 Q. So during today's deposition I'm going to be  
14 showing you some documents by putting them on the  
15 screen. If you have trouble seeing the documents, just  
16 let me know; and I can zoom in or zoom out as needed.  
17 Okay?

18 A. Okay.

19 Q. And if you are looking at a document that's  
20 more than one page and you'd like me to scroll up or  
21 down, just let me know that, too. Okay?

22 A. Okay.

23 Q. And just to practice, I'm going to show you  
24 Exhibit 1.

25 (Exhibit 1 discussed.)



1 Q (BY MS. MACKIN) So I am placing on the screen  
2 what will be Exhibit 1 to this deposition. Ms. Gomez,  
3 do you recognize this document? Let me see if I can  
4 zoom out.

5 A. Yes, I do.

6 Q. And what is it?

7 A. It is either the Complaint or the Declaration.

8 Q. Okay. It's actually -- I'll zoom in. You'll  
9 see it says Defendants' Notice of Oral Deposition.

10 A. Oh, okay.

11 Q. So this is just the Notice pursuant to which  
12 we are here today.

13 A. Okay.

14 Q. So I don't have any questions about that  
15 document. I just always like to make it an exhibit, and  
16 it gave us a chance to practice the screen share.

17 A. Okay.

18 Q. So I'm going to exit out of that.

19 And so when I show you a document, I'm  
20 going to assume that you can see it clearly on your  
21 screen unless you tell me otherwise. Okay?

22 A. Okay.

23 Q. All right. What did you do to prepare for  
24 today's deposition?

25 A. I just went over the two documents, the

1 Complaint and deposition -- I mean, the Declaration.

2 Q. And by "the Declaration," you mean the  
3 Declaration that you signed in this case that your  
4 attorneys filed?

5 A. Yes, that's right.

6 Q. Other than your attorneys, did you speak to  
7 anybody to prepare for your deposition?

8 A. No.

9 Q. Other than -- I'm going to go into some  
10 general background questions. Other than this  
11 deposition, have you ever sued someone before -- sorry.  
12 Other than this lawsuit, not this deposition, have you  
13 ever sued someone before?

14 A. No, I haven't.

15 Q. Have you ever been sued?

16 A. No.

17 Q. Are you married?

18 A. No.

19 Q. Do you have any children?

20 A. No.

21 Q. What is your educational background?

22 A. What do you mean by that, like up to what  
23 level am I?

24 Q. Uh-huh.

25 A. I have my bachelor's.

1 Q. And what is that in?

2 A. It's in mathematics.

3 Q. And where did you get your mathematics degree?

4 A. From Texas A&M University in San Antonio.

5 Q. And are you currently employed?

6 A. Yes, I am.

7 Q. What is your job?

8 A. I'm the statewide data manager for a  
9 nonprofit.

10 Q. What nonprofit is that?

11 A. It's the Texas Organizing Project.

12 Q. And how long have you had that job?

13 A. I've been there for about five months.

14 Q. And before that, what was your job?

15 A. Before that I was a college access advisor.

16 Q. And was that also with the Texas Organizing  
17 Project, or was that for another employer?

18 A. It was for another employer.

19 Q. And who was that?

20 A. It was the San Antonio Education Partnership  
21 with Cafe College.

22 Q. And how about before that? Did you have any  
23 other positions since college?

24 A. I did. I had temporary jobs before that.

25 Q. How many?

1 A. After graduating two, two more jobs.

2 **Q. And what were those?**

3 A. Before that -- I forgot the name of the  
4 company, but it was a call center. And before that, I  
5 was the data director for the Texas Democratic Party.

6 **Q. How long were you the data director for the**  
7 **Texas Democratic Party?**

8 A. I don't remember exactly. It was a few  
9 months.

10 **Q. Okay. Focusing on your job today with the**  
11 **Texas Organizing Project, what are your job duties?**

12 A. So I manage their data -- well, the database.  
13 That's what I do.

14 **Q. Can you tell me a little bit more about what**  
15 **that entails?**

16 A. It's a long list, but basically making sure  
17 that the data is being entered correctly into the  
18 database and I decide what goes in there and what  
19 doesn't. Yeah, that's like a basic summary.

20 **Q. And so what sort of data are you working with?**

21 A. It is -- so we have members and supporters, so  
22 data about them. Like, whoever contacted them, we keep  
23 track of that, any other details. Maybe if there's an  
24 election going on, people go canvas or phone bank. So  
25 any data we collect from there -- or from that.

1 Q. And how do y'all use that data?

2 A. So it depends. We can use it -- if we're  
3 working on a campaign and we want to speak to certain  
4 people, we'll use the data for that to target those  
5 people.

6 Q. Like, "Get Out the Vote" type efforts or --

7 A. Sometimes it is. Like, right now with the --  
8 it depends on what's going on at the moment. Right now  
9 with the COVID-19, we're just trying to contact our  
10 members and supporters and seeing what their needs are  
11 right now. It just depends on what's going on at the  
12 moment.

13 Q. Okay. And so you currently live in  
14 San Antonio, correct?

15 A. Yes.

16 Q. And what is your address?

17 A. It is 4035 Coral Sunrise.

18 Q. And that's in Bexar County?

19 A. Yes, it is.

20 Q. And when did you move there? Do you remember  
21 the month or the exact date?

22 A. So I signed the paperwork June 14th, but I  
23 moved in here in July.

24 Q. Okay. And before the Coral Sunrise address,  
25 where did you live?

1 A. I lived at 6423 Pelican Coral.

2 Q. And when did you move there?

3 A. I moved there -- I don't remember the exact  
4 year; but I think it was 14 years ago, around there.

5 Q. Okay. And that's also in Bexar County?

6 A. Yes, that's right.

7 Q. And how many different addresses have you had  
8 before that?

9 A. That has been my permanent address since then.

10 Q. So you have the Coral Sunrise address and the  
11 Pelican Coral address. Have you had any other addresses  
12 during your life?

13 A. Not particularly. So, like, when I was in  
14 school, I was, you know, in a dorm and then in and out;  
15 but Pelican Coral was always my permanent address  
16 because -- yeah.

17 Q. And why did you move from Pelican Coral to  
18 Coral Sunrise?

19 A. Because I bought a house, so.

20 Q. Oh, congratulations.

21 A. Thank you.

22 Q. And did you live with anyone else at the Coral  
23 Sunrise [sic] address?

24 A. Yes, I did.

25 Q. And who's that?

1           A.    It changed at different times; but it was  
2 always, like, my parents and my siblings, two of my  
3 siblings.

4           Q.    And then do you live with anyone at Coral  
5 Sunrise?

6           A.    No, I don't.

7           Q.    That's a nice change, having your own place.

8                    Okay. But you have always lived in Bexar  
9 County your whole life?

10          A.    Not my whole life.

11          Q.    Not your whole life. Okay. Where else have  
12 you lived?

13          A.    I lived in California, in Los Angeles County.

14          Q.    And when was that?

15          A.    That was since birth until I moved to Pelican  
16 Coral.

17          Q.    And what's your birthday?

18          A.    It's November 5th, 1992.

19          Q.    You make me feel so old.

20                   Okay. So I want to jump into some  
21 questions about this lawsuit. What is your  
22 understanding of what this case is about?

23          A.    I understand that the State is being sued  
24 because there's a federal law that requires states to be  
25 able to let people change or update their voter

1 registration address online with the -- wherever they  
2 change their driver's license information, it should be  
3 able to be changed electronically.

4 **Q. And what are your expectations for the outcome**  
5 **of this lawsuit?**

6 A. Do you mean my -- what do you mean by  
7 "expectations"?

8 **Q. Sure. What -- in an ideal world, what do you**  
9 **get out of this lawsuit?**

10 A. Oh, okay. I hope that that does happen here  
11 in the state of Texas, that we're able to do that  
12 electronically.

13 **Q. And when you say "that," what are you**  
14 **referring to?**

15 A. So right now, when I -- like, when I went to  
16 update my address on my license, I couldn't update my  
17 voter registration online. I had to print out a form  
18 and mail it in. So being able to do it electronically  
19 on the Internet without having to print anything out.

20 **Q. And how did you meet your lawyers in this**  
21 **case? I'm not asking for any legal advice they've given**  
22 **you or anything like that, just: How did you get**  
23 **acquainted with them?**

24 A. I was referred to them by someone.

25 **Q. By who?**



1 A. By my sister.

2 **Q. And what's her name?**

3 A. It's Selene Gomez-Garcia.

4 (Reporter requests spelling.)

5 THE WITNESS: S-E-L-E-N-E Gomez,  
6 G-O-M-E-Z, hyphen G-A-R-C-I-A.

7 **Q. (BY MS. MACKIN) Why did your sister refer you**  
8 **to your attorneys?**

9 A. Can you repeat that?

10 **Q. Why did your sister refer you to your**  
11 **attorneys?**

12 A. She -- she knew that I hadn't updated my  
13 address in my voter -- for my registration card, and she  
14 knew that they had a case going on about that.

15 **Q. Do you know how she knew that they had a case**  
16 **going on about it?**

17 A. No, I don't.

18 MR. COX: Object to form.

19 **Q (BY MS. MACKIN) Do you remember going to the**  
20 **courthouse for a hearing in this case on January 28th of**  
21 **this year?**

22 A. Yes, I do.

23 **Q. Do you remember my colleague, Chris Hilton,**  
24 **represented the Defendants at that hearing? I know**  
25 **there were a lot of lawyers, so I'm sure it won't hurt**

1 his feelings if you don't remember him specifically; but  
2 I'm wondering if you do.

3 A. I don't remember any names, so.

4 Q. Okay. And what is your understanding of --  
5 strike that.

6 When I say NVRA, do you have an  
7 understanding of what I mean?

8 A. No.

9 Q. Okay. That's fine.

10 All right. What is your understanding of  
11 the options that are available for registering to vote?

12 A. From my experience, you'd have to print out a  
13 form and mail it in, or you could do it through someone  
14 who's been deputized. That's all I know.

15 Q. Are you familiar with the option to go into a  
16 DPS office; and while you are applying for a license or  
17 renewing your license, you can also register to vote?

18 A. Yes.

19 Q. Okay. Have you ever registered to vote that  
20 way or updated your voter register information that way?

21 A. With DPS in the office --

22 Q. Yes.

23 A. -- is that what you're asking?

24 Q. Yes, ma'am.

25 A. No, I haven't.

1 Q. Okay. Have you ever gone into a DPS office to  
2 get a license or change your license?

3 A. Yes.

4 Q. How many times?

5 A. I don't remember the exact times.

6 Q. Okay. How about the most recent time, do you  
7 remember when that was?

8 A. No, I don't.

9 Q. Okay. All right. This is not a memory  
10 competition. So don't worry if you don't remember  
11 exactly, but I want to try to get a list of every time  
12 that you have either registered to vote or updated your  
13 voter registration information. So do you -- do you  
14 remember the last time that you registered to vote or  
15 updated your voter registration information?

16 A. Me, myself, or --

17 Q. Yes.

18 A. I don't remember. I -- did you ask when?

19 Q. Well, just the last time that it happened, do  
20 you have a recollection of that? Maybe you don't know a  
21 specific date.

22 A. No.

23 Q. Do you remember the first time you registered  
24 to vote?

25 A. Yes.

1           **Q.    Tell me about that.**

2           A.    That -- I don't remember many details, but I  
3 know it was right after I turned 18. I don't remember  
4 the process.

5           **Q.    Do you remember if you did it in person?**

6           A.    I did do it in person.

7           **Q.    Do you remember whether you had to fill out a**  
8 **form or write anything down?**

9           A.    I know I did have to fill out a form.

10          **Q.    Do you remember whether you had to sign**  
11 **anything?**

12          A.    No, I don't remember.

13          **Q.    After that first time you registered to vote,**  
14 **did you do anything to make sure that your registration**  
15 **had gone through and become effective?**

16          A.    I waited for my card in the mail, and I did  
17 get it eventually.

18          **Q.    All right. Do you remember the last time you**  
19 **voted?**

20          A.    Yes. Yes, I do.

21          **Q.    When was that?**

22          A.    It was for the primaries, these past  
23 primaries.

24          **Q.    The March 3rd, 2020 primary?**

25          A.    Yes.

1 Q. Do you remember the time before that that you  
2 voted?

3 A. No.

4 Q. Do you vote regularly?

5 A. I -- what do you mean by "regularly"?

6 Q. Would you say that if you're aware of an  
7 election going on, you try to make sure you cast a  
8 ballot, in general?

9 A. Yes.

10 Q. Would you describe yourself as politically  
11 active?

12 A. What do you mean by that?

13 Q. Well, I guess whatever that term means to you.

14 MR. COX: Object to form.

15 You can answer, Nayeli.

16 THE WITNESS: Okay.

17 A. I would say yes, and that means that I vote  
18 regularly.

19 [REDACTED]

20 [REDACTED]

21 [REDACTED]

22 [REDACTED]

23 [REDACTED]

24 [REDACTED]

25 [REDACTED]

1 [REDACTED]  
2 [REDACTED]  
3 [REDACTED] [REDACTED] [REDACTED]  
4 [REDACTED] [REDACTED]  
5 [REDACTED] [REDACTED] [REDACTED]  
6 [REDACTED]  
7 [REDACTED]  
8 [REDACTED] [REDACTED] [REDACTED]  
9 [REDACTED]  
10 [REDACTED] [REDACTED]  
11 [REDACTED] [REDACTED]  
12 [REDACTED]  
13 [REDACTED]

14 Q. Okay.

15 All right. I am showing you a document  
16 that will be marked Exhibit 2.

17 (Exhibit 2 discussed.)

18 Q (BY MS. MACKIN) And I've pulled it up in a  
19 two-page view to try to get more of it on the screen;  
20 but if you need me to zoom in more to read it, just let  
21 me know.

22 A. I can read it.

23 Q. Do you recognize this document? I'll just go  
24 ahead and scroll through it.

25 A. Yes.

1 Q. And what is it?

2 A. The Complaint.

3 Q. In this lawsuit?

4 A. Yes.

5 Q. And you've seen this document before?

6 A. Yes, I have.

7 Q. Did you review a draft of this document before  
8 your attorneys filed it?

9 A. Yes.

10 Q. How much time would you say you've spent on  
11 this case?

12 A. I don't know. I'd have to take time and think  
13 back and calculate.

14 Q. Okay. Do you know a gentleman named John  
15 Harms, another Plaintiff in this lawsuit?

16 A. Not personally, no.

17 Q. What about Jarrod Stringer?

18 A. I don't know him personally, either.

19 Q. Okay. That's all on Exhibit 2.

20 All right. Now, I am showing you a  
21 document that will be Exhibit 3 to this deposition.

22 (Exhibit 3 discussed.)

23 Q (BY MS. MACKIN) This is a collection of  
24 screenshots that your attorneys filed with the Complaint  
25 in this lawsuit. Do you recognize this screenshot that

1 **I'm showing you here?**

2 A. Yes, I do.

3 **Q. And what is it?**

4 A. It's the website to update the address on your  
5 driver's license.

6 **Q. And so do you recall going through this screen**  
7 **when you changed your address back in November?**

8 A. Yes, I do.

9 **Q. I'm going to scroll down to page 5. And I**  
10 **want to direct your attention to about halfway down the**  
11 **page where it says, "To request a voter registration**  
12 **application." Do you see that?**

13 A. Yes, I do.

14 **Q. Please read the text below that into the**  
15 **record.**

16 A. Read the text right under the title, is that  
17 what you mean?

18 **Q. Yes, ma'am.**

19 A. Do you want me to read it out loud?

20 **Q. Yes, please.**

21 A. Okay. "Required. Do you want to request a  
22 voter application? You will receive a link to a voter  
23 application on your receipt page."

24 **Q. And then below that?**

25 A. "Yes (This does not register you to vote)" or



1 "No."

2 Q. Sitting here today, what does that language  
3 mean to you, "This does not register you to vote"?

4 A. It means that by clicking on there, it won't  
5 register you to vote.

6 Q. Do you recall seeing that language in  
7 November 2019 when you updated your address online?

8 A. I mean, I don't have it all memorized, like,  
9 what I clicked on. So I'm assuming it was there.

10 Q. Do you recall seeing that language when you  
11 reviewed the Complaint your attorneys filed in this  
12 case?

13 A. Yes.

14 Q. I'm going to scroll now to page 11. Do you  
15 recall seeing this screen when you changed your address  
16 online in November 2019?

17 A. I don't remember seeing that.

18 Q. Okay. Do you see that there's a tool that  
19 allows you to see whether you are registered to vote?

20 A. No.

21 Q. Do you see in the gray box there's a link you  
22 can click that says, "Am I registered to vote"?

23 A. Yes, I see that.

24 Q. Have you ever used that tool?

25 A. I don't think I have.

1 Q. And then at the bottom there's a link --  
2 sorry. I have to stop moving my mouse so you can see  
3 it. Okay. At the bottom do you see the text that says,  
4 "You may request a postage-paid application by filling  
5 out this form so that a voter registration application  
6 can be mailed to you"? Did I read that right?

7 A. Uh-huh.

8 Q. Did you request a prepaid application when you  
9 changed your address in November 2019?

10 A. I don't remember. No, I didn't. I think I  
11 clicked on "no."

12 Q. Why not?

13 A. Because I didn't want to change my address --  
14 or my voter registration that way.

15 Q. Why not?

16 A. Because I knew that I should be able to do it  
17 electronically, like, fully electronically.

18 Q. And how did you know that?

19 A. Because I was already aware of the law when I  
20 was filling out the form on the DPS website.

21 Q. And when you say "the law," what are you  
22 referring to?

23 A. The one that we're talking about today that  
24 requires states to be able to provide that for people.

25 Q. Why did you care about how you changed your

1 **address?**

2 A. Because I didn't want to take an extra step  
3 that I didn't have to, like, legally. There were steps  
4 that I had to take that were -- that I would have to go  
5 out of my way for.

6 **Q. And why was that important to you?**

7 A. Why was what important to me?

8 **Q. The way that you changed your address.**

9 A. Because if there is a way that I could -- if  
10 it was a requirement for me to do it electronically  
11 because of the law, I felt that I should be able to do  
12 it. I think that's important.

13 **Q. Okay. Fair enough.**

14 A. Yeah.

15 **Q. That's all on that.**

16 **Was that more important to you than being**  
17 **registered to vote?**

18 MR. COX: Object to form.

19 A. I don't know which one was more important.

20 **Q. (BY MS. MACKIN) Have you ever tried to change**  
21 **your voter registration address online using the Texas**  
22 **Secretary of State's website?**

23 A. I don't think so.

24 **Q. Why not?**

25 A. I wasn't aware of it.

1 Q. So we talked about the January 28th hearing  
2 that you attended for this case. Do you remember one of  
3 the attorneys mentioning to the Court that there's an  
4 option to update your address within a single county on  
5 the Texas Secretary of State's website?

6 A. I do. But what I meant was before then, I was  
7 not aware of it.

8 Q. After you were aware of it, did you attempt to  
9 change your voter registration address online with the  
10 Texas Secretary of State's website?

11 A. No, I did not.

12 Q. Why not?

13 A. Because I was part of this case and if -- the  
14 outcome depended on whether I would do that or not.

15 (Reporter requests brief break.)

16 (Off the record from 10:47 to 10:48 a.m.)

17 Q (BY MS. MACKIN) All right. Ms. Gomez, I want  
18 to talk about the voter registration that you have sued  
19 my clients about when you moved within San Antonio in --  
20 was it November -- well, when you changed your address  
21 in November of 2019. So we talked about why you moved.  
22 You moved because you bought your own place; is that  
23 right?

24 A. Uh-huh.

25 Q. And it was in July of 2019, correct?

1 A. Yes.

2 Q. Okay. And then what prompted you to update  
3 the address on your driver's license in November?

4 A. I -- was it in November?

5 Q. I believe that's what it says in the  
6 Complaint; but if that's not right, feel free to correct  
7 it now.

8 A. I did it because I knew that I had to change  
9 my address on my driver's license.

10 Q. Okay. And when you updated the address on  
11 your driver's license, did you sign anything?

12 A. I don't remember.

13 Q. And was it your understanding that your voter  
14 registration information had been updated by changing  
15 that address online?

16 A. I knew that it didn't change.

17 Q. Okay. Since you changed the address on your  
18 driver's license -- and I'm sorry. I just realized I  
19 just said November, I think. And I think it was  
20 December; is that right?

21 A. Yes.

22 Q. Okay. I'm sorry.

23 Have you voted in any election since you  
24 changed the address on your driver's license in December  
25 2019?

1 A. Yes, I have.

2 Q. How many?

3 A. I think only once.

4 Q. Okay. Which one?

5 A. The primaries in March.

6 Q. In March 2020?

7 A. Yes.

8 Q. And were you able to cast a ballot in that  
9 election?

10 A. Yes, I was.

11 Q. All right. I am putting what will be  
12 Exhibit 4 on the screen.

13 (Exhibit 4 discussed.)

14 Q (BY MS. MACKIN) Ms. Gomez, do you recognize  
15 this as a Declaration that you signed that your  
16 attorneys filed in this lawsuit?

17 A. Yes.

18 Q. Okay. And so you had seen it before?

19 A. Yes.

20 Q. And scrolling down to page 2, that is your  
21 signature down at the bottom?

22 A. Yes.

23 Q. Okay. Who wrote this Declaration?

24 A. I don't know exactly who wrote it.

25 Q. But you reviewed it before you signed it?

1 A. Yes.

2 Q. Okay. And at the time you signed it, it was  
3 true and correct, to the best of your knowledge; is that  
4 right?

5 A. Yes, that's right.

6 Q. Okay. I want to ask you a couple of specific  
7 questions about this Declaration.

8 Looking at Paragraph 3, you state -- let  
9 me zoom in a little bit more -- "At the time of my move  
10 I was a registered voter at my old address in Bexar  
11 County." How did you know that?

12 A. I knew that because -- I knew that I voted the  
13 last time -- the last time I voted, I didn't have a  
14 problem voting; and nothing had changed since then.

15 Q. And do you remember what election you voted  
16 in?

17 A. I don't remember exactly what election was  
18 right before that.

19 Q. Okay. And scrolling down to Paragraph 5, it  
20 says, "I completed the process to change the address on  
21 my driver's license to my new address but was unable to  
22 simultaneously update my voter registration."

23 You were aware, though, that checking the  
24 "yes" box online was not enough to update your voter  
25 registration, correct?

1 MR. COX: Object to form.

2 A. Yes.

3 Q (BY MS. MACKIN) And then in the next sentence  
4 of Paragraph 5 you say, "I do not own a home printer so  
5 it is difficult for me to print and mail in an extra  
6 form." Is it still true that you do not have a computer  
7 printer?

8 A. Yes.

9 Q. Have you ever had a computer printer?

10 A. Yes, I have.

11 Q. Is there a computer printer at your parents'  
12 home at Pelican Coral?

13 A. There is one now, but they just got it. So at  
14 the time, no, they did not have a printer.

15 Q. At the time did you have a friend that had a  
16 computer printer?

17 A. No.

18 Q. Did you have access to one at work?

19 A. Yes, but it is only supposed to be used for  
20 work purposes.

21 Q. If -- imagining a parallel universe in which  
22 we were not all self-quarantining, if you were going to  
23 go on vacation tomorrow and you needed to print your  
24 boarding pass, how would you do that?

25 A. I would -- well, now that my parents have a



1 printer, I would use their printer or go to, like, a UPS  
2 store or FedEx, something like that.

3 Q. I'm sorry. Can you -- I lost the last part of  
4 that sentence. Can you repeat that, please?

5 A. Yeah. So I would either -- now that my  
6 parents have a printer, I would either go to their house  
7 or go to a place that provided printing for a charge,  
8 like the UPS store, FedEx.

9 Q. All right. I'm going to go down to page 2 of  
10 Exhibit 4. Can you see that clearly?

11 A. Yes, I can.

12 Q. Okay. Paragraph 7 says, "I remain registered  
13 at my old, incorrect address at this time." Is that  
14 still the case today?

15 A. No, that's not.

16 Q. Okay. And then Paragraph 8 says, "I realize  
17 that if my registration is not updated before  
18 February 3rd, 2020, I will not be able to cast a vote at  
19 my correct address in the March 2020 primary election."

20 But you were able to cast a vote in the  
21 March primary, right?

22 A. Yes, I was.

23 Q. Okay. That's all on Exhibit 4.

24 I want to talk a little bit more about  
25 your move and your decision to buy a home. What

1 motivated you to buy your own house?

2 A. I wanted to invest in something; and I felt  
3 like I could at the moment, so I did.

4 Q. Yeah, it's a good feeling. Have you enjoyed  
5 home ownership so far?

6 A. Yes, I have.

7 Q. Do you live far from your parents?

8 A. What do you mean by "far"?

9 Q. How far away from your parents do you live?

10 A. I don't know the exact distance, but I think  
11 about 2 miles.

12 Q. Okay. So it's close, but not too close?

13 A. Uh-huh, yeah.

14 Q. Have you made any postings on the Internet  
15 about this lawsuit?

16 A. No, I have not.

17 Q. Have you signed any written statements or made  
18 any statements to the media about this lawsuit?

19 A. No, I haven't.

20 Q. Do you have any current plans to move from  
21 your Coral Summer [sic] house?

22 A. From my Coral Sunrise home, not at the moment,  
23 I don't.

24 Q. Have I been courteous to you today during this  
25 deposition?

1 A. I think so, yes.

2 MS. MACKIN: Pass the witness.

3 MR. COX: I think we're going to reserve  
4 and read and sign.

5 THE REPORTER: All right. Mr. Cox, do  
6 you need other than a signing copy?

7 MR. COX: Beth?

8 MS. STEVENS: Yeah, we need to read and  
9 sign.

10 And, also, Debbie, should we put the rest  
11 of the attorneys' names in the record so that -- just so  
12 you have a record of everybody that was here.

13 THE REPORTER: Yes, I wasn't aware anyone  
14 else joined afterwards.

15 MS. STEVENS: Yes. This is Beth Stevens.  
16 I'm with the Texas Civil Rights Project on behalf of  
17 Ms. Gomez.

18 MR. MIRZA: And this is Hani Mirza,  
19 H-A-N-I first name, last name M-I-R-Z-A. I'm with the  
20 Texas Civil Rights Project, an attorney representing  
21 Ms. Gomez.

22 THE REPORTER: Thank you. Is there  
23 anyone else?

24 MR. COX: You got Joaquin Gonzalez at the  
25 beginning of this, right, Ms. Cunningham?

1 MR. MIRZA: Yeah, he's on mute.

2 THE REPORTER: I was -- yes, I know that  
3 he is here. He didn't state his appearance on the  
4 record.

5 MR. GONZALEZ: Joaquin Gonzalez with the  
6 Texas Civil Rights Project on behalf of Ms. Gomez.

7 THE REPORTER: Okay.

8 MR. COX: I think that's all of us.

9 THE REPORTER: Thank you.

10 I'm not sure I got an answer to my  
11 question. I'm sorry. Do you only need a reading copy,  
12 or do you want an electronic copy of the transcript as  
13 well, Mr. Cox?

14 MS. STEVENS: We --

15 (Simultaneous speakers.)

16 MS. STEVENS: We would also like a copy  
17 of the transcript, please.

18 THE REPORTER: All right. Thank you.

19 MS. STEVENS: And can I just clarify for  
20 the record, the Zoom has been recording. Is that done  
21 for the benefit of you, Debbie, to take everything down?

22 THE VIDEOGRAPHER: No, it was requested.  
23 Our understanding was it was requested to be recorded as  
24 well. We will have a copy of the video available if you  
25 would like to have a copy of the video distributed to

1 you as well.

2 MS. STEVENS: Okay. I'm just clarifying:  
3 Was the -- the deposition wasn't not Noticed as a video  
4 deposition, right, Anna?

5 MS. MACKIN: It was Noticed as a video  
6 conference.

7 MS. STEVENS: Okay. We can --

8 MS. MACKIN: We don't -- yeah.

9 MS. STEVENS: I don't have anything else.  
10 We can talk offline about that.

11 MS. MACKIN: Okay. Off the record.

12 (Deposition concluded at 11:02 a.m.)

13 --ooOoo--

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## CHANGES AND SIGNATURE

WITNESS NAME:

DATE OF DEPOSITION:

NALYELI GOMEZ

April 10, 2020

PAGE/LINE

CHANGE

REASON

1 I, NALYELI GOMEZ, have read the foregoing  
2 deposition and hereby affix my signature that same is  
3 true and correct, except as noted herein.

4  
5 \_\_\_\_\_  
6 NALYELI GOMEZ  
7

8 THE STATE OF \_\_\_\_\_ )

9 Before me, \_\_\_\_\_, on  
10 this day personally appeared NALYELI GOMEZ, known to me  
11 (or proved to me under oath or through \_\_\_\_\_)  
12 (description of identity card or other document) to be  
13 the person whose name is subscribed to the foregoing  
14 instrument and acknowledged to me that they executed  
15 same for the purposes and consideration therein  
16 expressed.

17 Given under my hand and seal of office on  
18 this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

19  
20  
21 \_\_\_\_\_  
22 NOTARY PUBLIC IN AND FOR

23 THE STATE OF \_\_\_\_\_

24 My Commission Expires: \_\_\_\_\_  
25

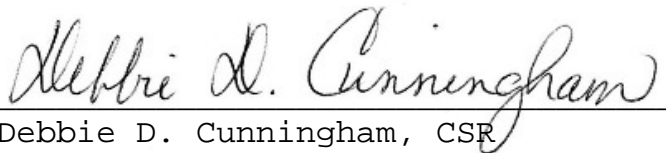
1 STATE OF TEXAS )

2 REPORTER'S CERTIFICATION

3 I, DEBBIE D. CUNNINGHAM, CSR, hereby  
4 certify that the witness was duly sworn and that this  
5 transcript is a true record of the testimony given by  
6 the witness.

7 I further certify that I am neither  
8 counsel for, related to, nor employed by any of the  
9 parties or attorneys in the action in which this  
10 proceeding was taken. Further, I am not a relative or  
11 employee of any attorney of record in this cause, nor am  
12 I financially or otherwise interested in the outcome of  
13 the action.

14 Subscribed and sworn to by me this day,  
15 April 19, 2020.

16  
17  
18 

19 Debbie D. Cunningham, CSR  
20 Texas CSR 2065  
21 Expiration: 6/30/2021  
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